

In the Claims

1. (four times amended) A polymeric composition for enhancing transport through a cell membrane, cell component membrane or phospholipid membrane comprising

a first pH-sensitive polymer which is not hydrophobic at a first pH, but which is more hydrophobic and more lipophilic and thereby enhances transport through the cell membrane, cell component membrane, liposome or lipid vesicle at a second pH,

a second unit conjugated to, complexed with, or incorporated with the first pH- sensitive polymer, wherein the unit comprises a material [is] selected from the group consisting of a carrier, a therapeutic agent, a diagnostic agent, and combinations thereof.

7. (four times amended) The composition of claim 1 wherein the second unit comprises a polymer and the first pH-sensitive polymer and the second unit form a graft copolymer, block copolymer, random copolymer or blend thereof.

22. (three times amended) The method of claim 21 wherein the stimulus means is selected from the group consisting of changes in pH, light, ionic strength, [solvent to alter solubility of the] changes in solution composition, temperature, and electric field.

Remarks

Amendment to the claims

Claims 1 and 7 have been amended as discussed below. Support is found at least in the original claims and at p. 10, lines 15-30.

Rejection under 35 U.S.C. § 112

Claims 1, 5, 7-13, and 17-33 were rejected as allegedly indefinite under 35 U.S.C. § 112,